

THE HONOURABLE SRI JUSTICE V.ESWARAIAH

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WRIT PETITION No :9766 of 2007

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DATED:01-05-2007

BETWEEN:

R.Venkateswara Rao.

.....
PETITIONER

AND

The Commissioner of Police,
Cyberabad,
Lakadikapool,
Hyderabad & 2 others.

.....**RESPONDENTS**

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ORDER:

Heard learned counsel appearing for the petitioner as well as the learned Government Pleader for Home appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the action of the respondents 1 to 3 in pressurizing the petitioner to vacate the premises at Sy.No.45 to the extent of

Ac.5.00 guntas at Miyapur village, Serilingampally Mandal, Rangareddy District, Hyderabad during pendency of civil suit i.e., O.S.No.822 of 2006 on the file of the Principal Junior Civil Judge, Rangareddy District, and interfering with the personal liberty of the petitioner without any cause, as illegal and arbitrary.

3. It is the case of petitioner that with regard to the right, title, and ownership of an extent of Ac.5.00 guntas in Sy.No.45, situated at Miyapur village, Serilingampally Mandal, Rangareddy District, certain civil suits are pending between the petitioner and some third-parties but police is unnecessarily interfering with the civil disputes without there being any crime registered against the petitioner and without there being any order either from the civil Court or from the concerned authorities preventing the petitioner from enjoying the said property.

4. I am not inclined to express any opinion with regard to the

right, title, and possession of the said property of the petitioner, but however without there being any crime registered or pending against the petitioner, and in the absence of any orders against the petitioner, police cannot interfere with the civil disputes or civil rights of the petitioner.

5. Accordingly, Writ Petition is disposed of. No order as to costs.

V.ESWARAIAH,J

01st May, 2007.

Note:

Furnish C.C. of the order tomorrow.

B/o

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